

Introduced by Senator Anderson

February 24, 2012

An act to amend Section 6206.5 of the Government Code, relating to confidential records.

LEGISLATIVE COUNSEL'S DIGEST

SB 1477, as introduced, Anderson. Confidential records: domestic violence victims.

Existing law authorizes victims of domestic violence or stalking and reproductive health care providers, employees, and volunteers, as defined, to complete an application to be approved by the Secretary of State for the purposes of enabling state and local agencies to respond to requests for public records without disclosing a program participant's residence address contained in any public record. Existing law specifies reasons for which the Secretary of State is authorized or required to cancel a program participant's certification, including the participant changing his or her name without notifying the Secretary of State or using false information on the application. Existing law prohibits the Secretary of State from making a program participant's address publicly available, except in specified circumstances, including when the participant's program certification has been canceled.

This bill would make technical, nonsubstantive changes to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 6206.5 of the Government Code is
2 amended to read:

3 6206.5. (a) The Secretary of State may cancel a program
4 participant's certification if there is a change in the residential
5 address from the one listed on the application, unless the program
6 participant provides the Secretary of State with at least seven days'
7 prior notice of the change of address.

8 (b) The Secretary of State may cancel a program participant's
9 certification if the program participant changes his or her name
10 from the one listed in the application and fails to notify the
11 Secretary of State of the name change within seven days of the
12 change.

13 (c) The Secretary of State may cancel *a program participant's*
14 ~~certification of a program participant~~ if mail forwarded by the
15 secretary to the program participant's address is returned as
16 nondeliverable.

17 (d) The Secretary of State shall cancel *the* certification of a
18 program participant who applies using false information.

19 (e) Except as provided in subdivision (f) of Section 6206.7 or
20 subdivision (c) of Section 6208, ~~any~~ records or documents
21 pertaining to a program participant shall be held confidential for
22 a period of three years after termination of certification.

23 (f) All records or documents pertaining to a program participant
24 shall be retained for a period of three years after termination of
25 certification and then destroyed, except for change of name records,
26 which shall be retained permanently.